

TOWNSHIP COMMITTEE MEETING
October 26, 2009

The Closed Session meeting of the Township Committee of the Township of Cranbury was held at 7:00 p.m. The regular meeting of the Township Committee of the Township of Cranbury was held at 7:30 p.m. in the Town Hall Meeting Room. Answering present to the roll call were: Township Committee members: Winthrop Cody, Thomas F. Panconi, Jr., Richard Stannard, David J. Stout and Mayor Pari Stave. Also present were: Trishka Waterbury, Esquire, Attorney; Cathleen Marcelli, Engineer; Christine Smeltzer, Administrator and Kathleen R. Cunningham, Clerk. Mayor Stave led in the salute to the flag and Ms. Cunningham gave the following Open Public Meetings Act statement:

Ms. Cunningham, Clerk, announced the change in the meeting time was noticed on October 20, 2009:

In accordance with Section 5 of the Open Public Meetings Act, it is hereby announced and shall be entered into the minutes of this meeting that adequate notice of this meeting has been provided:

- (1) Posted on December 1, 2008 on the Bulletin Board of the Municipal Office at 23-A North Main Street, Cranbury, New Jersey and remains posted at that location.
- (2) Communicated to the Cranbury Press, Home News Tribune and Trenton Times on December 1, 2008.
- (3) Was filed on December 1, 2008 at the Cranbury Municipal Office, 23-A North Main Street, Cranbury, New Jersey, posted on the Township's web site and remains on file for public inspection, and
- (4) Sent to those individuals who have requested personal notice.

Resolution

On motion offered by Mr. Panconi, seconded by Mr. Stout, the following resolution was adopted by vote:

Ayes: (Cody	
(Panconi	Abstain: (None
(Stannard	Absent: (None
(Stave	
(Stout	

Nays: (None

Cranbury Township Resolution # R 10-09-126

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX

RESOLUTION TO CLOSE MEETING TO THE PUBLIC

BE IT RESOLVED, by the Township Committee of the Township of Cranbury, Middlesex County, New Jersey as follows:

The general nature of the subject to be discussed in this session is as follows:

-----"N.J.S.A.10:4-12b (5) (Land Acquisition): Discussion of possible land acquisition for affordable housing and other purposes".

TOWNSHIP COMMITTEE MEETING
October 26, 2009

Cranbury Township Resolution # R 10-09-126
(Continued)

It is unknown at this time precisely when the matters discussed in this session will be disclosed to the public. Matters involving contract negotiations or the acquisition of land will be disclosed upon conclusion of the negotiations or upon approval of the acquisition. Matters involving personnel will be disclosed when the need for confidentiality no longer exists. Matters concerning litigation will be announced upon the conclusion of trial or settlement of that litigation or when the need for confidentiality no longer exists.

Date: October 26, 2009

On motion by Mr. Stannard, seconded by Mr. Panconi and unanimously carried, the meeting returned to Open Session:

Ayes:	(Cody	Abstain:	(None
	(Panconi	Absent:	(None
	(Stannard		
	(Stave		
	(Stout		

Nays: (None

Resolution

On motion offered by Mr. Panconi, seconded by Mr. Stout, the following resolution was adopted by vote:

Ayes:	(Cody	Abstain:	(None
	(Panconi	Absent:	(None
	(Stannard		
	(Stave		
	(Stout		

Nays: (None

Mr. Stout read the following resolution and then presented copies to Miss Nicolette Garthe, Miss Kelli Swedish and Miss Kayla Volante:

Cranbury Township Resolution # R 10-09-127

WHEREAS, a New Jersey State Championship represents the pinnacle in Little League All Stars for Softball for 10-year old girls, requiring a group of talented girls to excel as a team against other championship caliber teams in a progressive tournament format, and;

WHEREAS, in 2009, East Windsor Little League All Stars won championship honors in Little League District 12 and Section 3 as it progressed to win the New Jersey State Championship, marking the first such championship for East Windsor, and;

WHEREAS, a championship takes a team and three All-Star softball players from Cranbury, Nicolette Garthe, Kelli Swedish, and Kayla Volante, contributed to the championship success achieved by East Windsor, and;

WHEREAS, with a championship achieved through hard work and dedication, skill, and

TOWNSHIP COMMITTEE MEETING
October 26, 2009

Cranbury Township Resolution # R 10-09-127
(Continued)

sportsmanship, Nicolette, Kelli, and Kayla make their family, friends and Cranbury very proud and appreciative of their uncommon accomplishment,

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Cranbury that Nicolette Garthe, Kelli Swedish, Kayla Volante, and their East Windsor teammates be acknowledged for their outstanding achievement.

BE IT FURTHER RESOLVED that duly authenticated copies of this resolution be presented to Nicolette Garthe, Kelli Swedish, and Kayla Volante.

Regular Township Committee Minutes of October 5, 2009

On motion by Mr. Stannard, seconded by Mr. Cody and unanimously carried, the Regular Township Committee Minutes of October 5, 2009 were adopted.

Closed Session Committee Minutes of October 5, 2009

On motion by Mr. Cody, seconded by Mr. Stannard and unanimously carried, the Closed Session Minutes of October 5, 2009 were adopted.

Reports and Communications

--Mayor

Mayor Stave reported she had received a telephone call from Middlesex County Sheriff Joseph Spicuzzo, asking her as Mayor to sign a Mayors' endorsement for Governor Jon Corzine. Mayor Stave stated she expressed her displeasure with the Governor because of COAH and did not agree to endorse the Governor on behalf of Cranbury Township.

--Subcommittees

Mr. Cody, member of the subcommittee to study the small business process, as well as Mr. Stannard, reported he and Mr. Stannard will be giving a report and presentation at the Township Committee meeting on Monday, November 23, 2009, to be held in the Large Group Room at the Cranbury School.

Agenda Additions/Changes

Ms. Cunningham, Clerk, announced an item is being added to the Closed Session at the end of the meeting. "N.J.S.A 10:4-12b(7) and (8): Preliminary review and discussion of proposals received for positions of Township Attorney and Township Engineer." She also stated, Cranbury Township Resolutions #'s R 10-09-130 and R 10-09-131 were being removed from the Resolution list and will be added at another date.

Resolution

Mayor Stave reported from time to time the Township is asked by an advocacy group (in this case, the Stony-Brook Millstone Watershed Association), to register support as a Township on an issue or bills that would benefit the community as a whole. Cranbury has benefitted greatly from open space funds thus the following resolution is being considered this evening:

On motion offered by Mr. Stout, seconded by Mr. Cody, the following resolution was adopted by vote:

Cranbury Township Resolution # R 10-09-128

Ayes: (Cody
(Panconi
(Stannard
(Stave
(Stout

Abstain: (None
Absent: (None

TOWNSHIP COMMITTEE MEETING
October 26, 2009

Cranbury Township Resolution # R 10-09-128
(Continued)

Nays: (None)

**RESOLUTION ENDORSING THE
“GREEN ACRES, WATER SUPPLY AND FLOODPLAIN PROTECTION, AND FARMLAND
AND HISTORIC PRESERVATION BOND ACT OF 2009”**

WHEREAS, continued investment in open space, farmland and historic preservation is vitally important to the state, as it enhances New Jersey's economy and health, safeguards its remaining natural, agricultural, recreational and cultural resources and preserves its character; and

WHEREAS, New Jersey continues to face incredible pressure from development, losing 50 acres of open space daily in recent years to new development projects; and

WHEREAS, protecting open spaces and improving community parks throughout the State, including urban areas, supports New Jersey state and local economies by stabilizing local property taxes and revitalizing communities; and

WHEREAS, the Garden State Preservation Trust, the financing authority for the Green Acres, Farmland Preservation, and Historic Preservation programs, is virtually depleted; and

WHEREAS, on November 3, 2009, the voters of New Jersey will be asked to approve the Green Acres, Water Supply and Floodplain Protection, and Farmland and Historic Preservation Bond Act of 2009,” which authorizes the state to issue \$400 million in bonds to fund New Jersey's preservation programs; and

WHEREAS, passage of the Bond Act, which will equate to \$10 per household per year, is desperately needed to fund the continued protection of New Jersey's natural areas and cultural sites while a long-term funding solution for the Garden State Preservation Trust is determined and secured; and

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the municipality of the Township of Cranbury in the County of Middlesex, State of New Jersey as follows:

1. We support the passage of the Green Acres, Water Supply and Floodplain Protection, and Farmland and Historic Preservation Bond Act of 2009.
2. We encourage the voters of New Jersey to vote yes on the Green Acres, Water Supply and Floodplain Protection, and Farmland and Historic Preservation Bond Act of 2009, on November 3, 2009.
3. The Municipal Clerk is hereby authorized to provide a copy of this Resolution to the following:

The Honorable Jon Corzine, Office of the Governor, PO Box 001, Trenton, NJ 08625
State Senators
State Assemblypersons
Keep It Green c/o NJ Audubon Society
142 W. State Street, 4th Floor, Trenton, NJ 08608
The Land Conservancy of New Jersey, 19 Boonton Ave., Boonton, NJ 07005
Daily and Weekly Newspapers

TOWNSHIP COMMITTEE MEETING
October 26, 2009

Resolution

On motion offered by Mr. Stannard, seconded by Mr. Stout, the following resolution was adopted by vote:

Ayes:	(Cody	
	(Panconi	Abstain: (None
	(Stannard	Absent: (None
	(Stave	
	(Stout	

Nays: (None

Cranbury Township Resolution # R 10-09-129

RESOLUTION AUTHORIZING CRANBURY HOUSING ASSOCIATES TO PROVIDE
DEMOLITION AND REMEDIATION WORK

WHEREAS, the Township of Cranbury has received a Community Development Block Grant for \$38,000; and

WHEREAS, the Township will be using the grant for the Route 130-D site, also known as 2665 Highway 130, Block 26, Lot 3; and

WHEREAS, Cranbury Housing Associates has obtained bids for demolition and removal of the existing structure on the property; and

WHEREAS, Cranbury Housing Associates will also provide for hazardous material remediation; and

WHEREAS, Cranbury Housing Associates will obtain the necessary certificates of insurance from the successful contractors for the work, on behalf of Cranbury Township and Cranbury and Housing Associates; and

WHEREAS, the Township Committee will enter into a Memorandum of Understanding allowing CHA to access Township-owned property and to contract to demolish the structure, supervise the remediation work and receive the money from the Township to pay for these services;

NOW, THEREFORE BE IT RESOLVED that Cranbury Housing Associates and Township Committee will enter into a Memorandum of Understanding for this work to be done by Cranbury Housing Associates;

BE IT FURTHER RESOLVED that the Mayor or Township Administrator be authorized to sign the Memorandum after the execution by Cranbury Housing Associates.

Consent Agenda

On motion offered by Mr. Panconi, seconded by Mr. Stannard, the following Consent Agenda Resolutions were adopted by vote:

Ayes:	(Cody	
	(Panconi	Abstain: (None
	(Stannard	Absent: (None
	(Stave	
	(Stout	

Nays: (None

TOWNSHIP COMMITTEE MEETING
October 26, 2009

Cranbury Township Resolution # R 10-09-132

NOW, THEREFORE, BE IT RESOLVED, by the Township of Cranbury that all bills and claims as audited and found to be correct be paid.

Cranbury Township Resolution # R 10-09-133

A RESOLUTION OF THE TOWNSHIP OF CRANBURY
IN MIDDLESEX COUNTY, NEW JERSEY

RESOLUTION AWARDING CONTRACT FOR NEW FIRE HOUSE GARAGE DOORS

WHEREAS, the Township of Cranbury has a need to replace the garage doors at the Cranbury Fire House, located at 4 South Main St., and to remove and dispose of the current garage doors; and

WHEREAS, after legally proper notice and publication, two bids were received on October 6, 2009; and

WHEREAS, the lowest responsible bid was submitted by CB Structures, Inc., d.b.a. Double Tree Structures, 202 Orland Road, New Holland, PA 17557, in the lump sum amount of \$1208.00 for removal and proper disposal of the current garage doors, and \$26,431.00 to furnish, deliver and install new garage doors, for a total lump sum bid of \$27,639.00; and

WHEREAS, Township officials have reviewed the qualifications of CB, Inc., and have recommended that the contract be awarded to CB, Inc.; and;

WHEREAS, the Township Attorney has reviewed CB's bid documents and has determined that they are acceptable; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available for this purpose.

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranbury as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute an agreement with C B Structures, Inc., d.b.a. Double Tree Structures, 202 Orland Road, New Holland, PA 17557 for the total lump sum amounts not to exceed \$27,639.00, for the removal and disposal of the current fire house garage doors and the furnishing, delivery and installation of new garage doors.
2. A copy of this Resolution, and the executed Agreement shall be placed on file in the office of the Township Clerk.

Reports from Township Staff and Professionals

Ms. Smeltzer announced Chief Kahler is ill this evening and cannot be present to give his report. She stated Chief Kahler asked her to report there will be a public information session shortly on the H1N1 virus.

Ms. Smeltzer reported the New Jersey Turnpike Authority is willing to give the Township 9,800 trees because they are taking land from the Township for the Turnpike Widening Project. A plan must be in place within two to four (2-4) weeks. The Township Committee asked Mr. Dietrich Wahlers to chair a "Tree Planting Project subcommittee" to work on the locations for the trees and

TOWNSHIP COMMITTEE MEETING
October 26, 2009

Reports from Township Staff and Professionals (Continued)

Ms. Smeltzer (cont'd)

also have on the subcommittee the chair of the Shade Tree Commission, Environmental Commission and Parks Commission. Mr. Stout offered to serve on the subcommittee as well.

Ms. Marcelli, Township Engineer

Ms. Marcelli, Township Engineer, reported the work on Brickyard Road has been completed. The bid amount was for \$157,000 and the New Jersey D.O.T. grant the Township received is for \$160,000. This grant will cover the project. Ms. Marcelli also reported work on the Griggs Tract Phase I will begin shortly. The bid amount for this project was \$154,000 and the D.O.T. Grant is for \$250,000. The New Jersey D.O.T. has awarded the Township \$251,000 for Phase II roadway work to be done.

Ms. Marcelli also reported she had spoken with Monroe Township today in reference to the New Jersey Turnpike widening project. The Molly Pitcher rest area, State Police property and Sun Pharmaceuticals will need temporarily to re-direct their sewer flow for approximately three (3) to four (4) weeks. She reported this will not affect the flow to South Brunswick from the Township. Mr. Cody requested the professional services charges be built into the costs. The Township Committee unanimously agreed.

Reports from Township Boards and Commissions

There were no reports.

Work Session

a). Presentation of Volunteer Scout Project by Peter Edward Sockler

Peter Edward Sockler presented his proposal for his Eagle Scout Award project. Mr. Sockler explained in the Cranbury Brook Preserve there is a section of land with trails for joggers and walkers as well as a field that the Boy Scouts and Girl Scouts use for camping. There is an invasive foreign plant species called the "Rosa Multiflora", otherwise known as, "multi-flora rose". His project will involve eradicating the multi-flora rose in a section of the Cranbury Preserve which it utilized by the cross country runners. Mr. Sockler also explained he will re-do a bench along the pathway which is in need of refinishing and repair.

b). Discussion with Cranbury Residents on Concerns with Various Traffic Issues.

Mr. Stout led the discussion reporting he, Mr. Cody and the Township's Traffic Consultant, Andrew Feranda, had met to discuss various traffic issues in the Township. Mr. Feranda summarized the major traffic issues. He reported the data and conditions on Old Trenton Road do not warrant a reduction of the speed limit according to Middlesex County (it is a County-owned roadway). No passing zones have been installed and in the Spring of 2010 the County will be making improvements to Old Trenton Road. As part of the improvements, there will be left-turn lanes installed for both eastbound and westbound and this should narrow the lanes along the roadway and slow the traffic down. The Millstone Park driveway will be aligned with Washington Road. Mr. Cody stated the speed limits should be consistent for the entire roadway and presently the speed limit is different once a driver crosses at the red light at South Main Street and continues on Old Trenton Road to Route 130. Mr. Stout agreed. Mr. Feranda responded he will try to get the speed limit consistent. Mr. Feranda also reported another traffic concern has been Cranbury Neck Road in the area approaching the Village area. The speed limit has been reduced to 25 m.p.h. in this area and it is now a no passing zone. He reported on Plainsboro Road the speed is of concern where there is a bend in the roadway. Some signs have been placed there and striping has been done and the Township is presently monitoring the situation. He stated the intersection of Maplewood Avenue and Scott Avenue during peak traffic times is of concern as motorists seem to be going faster at the

TOWNSHIP COMMITTEE MEETING
October 26, 2009

Work Session (Continued)

- b). Discussion with Cranbury Residents on Concerns with Various Traffic Issues (cont'd).
bend. Mr. Feranda recommended adding a speed warning to the existing signs and to install space lines for vehicles making a right hand turn. Mr. Feranda reported on Station Road between Route 130 as another area of concern and recommended not installing a cross walk on the roadway as it would be a mid-cross walk. He did state putting a crossing guard may help. Mr. Feranda recommended signage should be installed on Main Street for speed reduction and limiting the tonnage to 4. In addition, to calm traffic, the roadway should be narrowed at intersections.

Mayor Stave opened the discussion up to the public:

Mr. Dave Cook, 143 North Main Street, stated one of the major issues in the Village area is trucks exiting off of Route 130 and asked if it is possible to put signage on Route 130 and at the arteries coming into the Township alerting trucks and traffic.

Ms. Connie Bauder, 57 Petty Road, stated a safety issue exists on Main Street in the area of the Post Office. She explained customers are parking in front of the mail box and pedestrians are walking right out into the street. She added it is very difficult if someone parks in the first parking place to pull out on to Main Street with a vehicle parked in front of the mail box. Ms. Bauder requested enforcement of this parking issue. She also reported there is a problem with vehicles trying to pull on to Plainsboro Road from Petty Road as vehicles are passing the person trying to turn on to Petty Road or trying to exit Petty Road. She requested a no passing zone. Mr. Stout asked if the mail box has to be on Main Street and Mayor Stave suggested the Township speak with the Post Office and request they move the box.

Mayor Stave reported at the intersection of Park Avenue and Main Streets there needs to be better lighting installed as it is very difficult to see pedestrians.

Mr. Brian Schilling, 2 Holmes Road, stated at the intersection of Main Street and Plainsboro Road, vehicles are going through the red light. He also reported in his neighborhood, Holmes Road, vehicles are speeding and requested signage be installed; "children at play". Mr. Schilling commended Sgt. Frank Dillane for his work with various traffic issues.

Mr. Mark Berkowsky, 167 North Main Street, requested the Township ask for a U-turn at Route 130 and Dey Road northbound. Presently there is no place in close proximity to turn around to go south.

Mr. Dan Mulligan, Old Cranbury Road, stated vehicles are passing motorists who are making a left on to Old Cranbury Road and actually going off the roadway. He also requested better enforcement of vehicles not stopping for pedestrians at cross walks in the Township.

Mr. Stannard asked if a traffic signal could be placed at the intersection of Millstone Park and Washington Road once the driveway to Millstone is re-aligned. Mr. Feranda explained the volume on Old Trenton Road is not high enough to warrant a light. The requirement is at least 100 vehicles an hour must travel the roadway.

Ms. Connie Bauder, Petty Road, suggested trucks be made to come into the Village area via Maplewood to Plainsboro Road.

TOWNSHIP COMMITTEE MEETING
October 26, 2009

Public Comment

The Mayor opened the meeting to public questions and comments. Mr. Dave Cook, 143 North Main Street, asked Mr. Feranda is a flashing yellow is considered the same as a regular light. Mr. Feranda explained a flashing yellow is a "caution light" and vehicles do not have to come to a complete stop. There being no further comments, the Mayor closed the public part of the meeting.

Resolution

On motion offered by Mr. Panconi, seconded by Mr. Stannard, the following resolution was adopted by vote:

Ayes: (Cody	Abstain: (None
(Panconi	Absent: (None
(Stannard	
(Stave	
(Stout	

Nays: (None

Cranbury Township Resolution # R 10-09-126

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX

RESOLUTION TO CLOSE MEETING TO THE PUBLIC

BE IT RESOLVED, by the Township Committee of the Township of Cranbury, Middlesex County, New Jersey as follows:

The general nature of the subject to be discussed in this session is as follows:

Cranbury Township Resolution # R 10-09-126

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX

RESOLUTION TO CLOSE MEETING TO THE PUBLIC

BE IT RESOLVED, by the Township Committee of the Township of Cranbury, Middlesex County, New Jersey as follows:

The general nature of the subject to be discussed in this session is as follows:

---- "N.J.S.A. 10:4-12b (7) /Pending or Anticipated Litigation and Matters
Requiring Confidential Advice of Counsel regarding tax appeals."

It is unknown at this time precisely when the matters discussed in this session will be disclosed to the public. Matters involving contract negotiations or the acquisition of land will be disclosed upon conclusion of the negotiations or upon approval of the acquisition. Matters involving personnel will be disclosed when the need for confidentiality no longer exists. Matters concerning litigation will be announced upon the conclusion of trial or settlement of that litigation or when the need for confidentiality no longer exists.

Date: October 26, 2009

TOWNSHIP COMMITTEE MEETING
October 26, 2009

On motion by Mr. Stannard, seconded by Mr. Stout, the meeting returned to Open Session:

Ayes:	(Cody	Abstain:	(None
	(Panconi	Absent:	(None
	(Stannard		
	(Stave		
	(Stout		

Nays: (None

A motion was made by Mr. Cody, seconded by Ms. Stave to authorize Mr. Harry Haushalter, Esquire, Tax Appeal Counsel for Cranbury Township, to challenge the ratio calculated by the Director of the Division of Taxation for school aid and Chapter 123 purposes for 2009/2010 tax years:

Ayes:	(Cody	Abstain:	(None
	(Panconi	Absent:	(None
	(Stannard		
	(Stave		
	(Stout		

Nays: (None

Resolution

On motion offered by Mr. Stannard, seconded by Mr. Panconi, the following resolution was adopted by vote:

Ayes:	(Cody	Abstain:	(None
	(Panconi	Absent:	(None
	(Stannard		
	(Stave		
	(Stout		

Nays: (None

Cranbury Township Resolution # R 10-09-126

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX

RESOLUTION TO CLOSE MEETING TO THE PUBLIC

BE IT RESOLVED, by the Township Committee of the Township of Cranbury, Middlesex County, New Jersey as follows:

The general nature of the subject to be discussed in this session is as follows:

---- "N.J.S.A 10:4-12b(7) and (8): Preliminary review and discussion of proposals received for positions of Township Attorney and Township Engineer."

It is unknown at this time precisely when the matters discussed in this session will be disclosed to the public. Matters involving contract negotiations or the acquisition of land will be disclosed upon conclusion of the negotiations or upon approval of the

TOWNSHIP COMMITTEE MEETING
October 26, 2009

Cranbury Township Resolution # R 10-09-126
(Continued)

acquisition. Matters involving personnel will be disclosed when the need for confidentiality no longer exists. Matters concerning litigation will be announced upon the conclusion of trial or settlement of that litigation or when the need for confidentiality no longer exists.

Date: October 26, 2009

On motion by Mr. Stannard, seconded by Mr. Cody and unanimously carried, the meeting returned to Open Session:

Ayes: (Cody	Abstain: (None
(Panconi	Absent: (None
(Stannard	
(Stave	
(Stout	

Nays: (None

On motion by Mr. Stout, seconded by Mr. Cody and unanimously carried, the meeting adjourned at 9:31 p.m.

Kathleen R. Cunningham, Clerk